



## COMMONWEALTH of VIRGINIA

### *Commonwealth Transportation Board*

Pierce R. Homer  
Chairman

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*Agenda item # 1-A*

### **RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD**

**February 15, 2007**

### **MOTION**

**Made By: Dr. Davis   Seconded By: Mr. Koelemay   Action: Motion Carried, Unanimously**

**Title:   Economic Development Access – Warren County, Project 0661-093-184, M502  
Interbake Foods, Inc.**

**WHEREAS**, Section 33.1-221 of the *Code of Virginia* provides a fund to "...be expended by the Board for constructing, reconstructing, maintaining or improving access roads within counties, cities, and towns to economic development sites on which manufacturing, processing, or research and development facilities, distribution centers, regional service centers, corporate headquarters, or other establishments that meet the basic employer criteria as determined by the Virginia Economic Development Partnership in consultation with the Virginia Department of Business Assistance will be built under firm contract or are already constructed and to licensed, public-use airports;" and

**WHEREAS**, the Warren County Board of Supervisors has, by appropriate resolution dated November 8, 2006, requested assistance from the Industrial, Airport and Rail Access Fund to serve Interbake Foods, Inc, north of Front Royal, and said access is estimated to cost \$300,000; and

**WHEREAS**, it appears that this request falls within the intent of Section 33.1-221 of the *Code of Virginia*, and complies with the provisions of the Commonwealth Transportation Board's (CTB) Economic Development Access Fund Policy.

**NOW, THEREFORE, BE IT RESOLVED**, that \$300,000 of the 2006-2007 Fiscal Year Industrial, Airport and Rail Access Fund be allocated to provide adequate access to Interbake Foods, Inc., located north of Front Royal, off Route 661, within the County of Warren, Project 0661-093-184, M502, contingent upon:

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1. All right of way, environmental assessments and remediation, and utility adjustments being provided at no cost to the Commonwealth; and
2. Execution of an appropriate agreement between the County of Warren (LOCALITY) and the Virginia Department of Transportation (VDOT), to provide for the:
  - a. design, administration, construction and maintenance of this project; and
  - b. payment of all ineligible costs, and of any eligible costs in excess of this allocation, from sources other than those administered by VDOT; and
3. Provision by the LOCALITY of documentation for at least \$3,000,000 of eligible capital outlay by Interbake, Inc. on the site served by this project; and
4. Determination by VDOT of eligible capital outlay in accordance with current policy and procedures for administering the Economic Development Access Program.

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